

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH  
AT HYDERABAD

WEDNESDAY, THE TWENTY SEVENTH DAY OF OCTOBER  
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE**

**and**

**THE HON'BLE SRI JUSTICE C.V.RAMULU**

**WRIT APPEAL NO : 1704 of 2004**

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated  
26/07/2004 in WVMP No.1909 of 2004 in WPMP No.15589 of 2004 in WP NO.  
12276 OF 2004 on the file of the High Court.)

Between:

Pyla Balaram, S/o. Ramulu,  
Garividi Mandal, Vizianagaram District., R/o. Kapisambam, Garividi Mandal,  
Vizianagaram District.

**..... APPELLANT**

AND

1. The Government of Andhra Pradesh, Panchayat Raj Department,  
Secretariat, Hyderabad, Rep. by its Secretary.
2. The Government of Andhra Pradesh, Municipal Administration Department,  
Secretariat, Hyderabad, Rep. by its Secretary.
3. The Revenue Divisional Officer, Vizianagaram.
4. D. China Pydamma, W/o. China Ramappa,  
R/o. Kondapalem, Garividi Mandal, Vizianagaram Mandal.
5. B. Jagadeeswara Rao, S/o. Raja Rao,  
R/o. Kondapalem, Garividi Mandal, Vizianagaram Mandal.
6. S. Umadevi, W/o. Appa Rao,  
R/o. Kondapalem, Garividi Mandal, Vizianagaram Mandal.

**.....RESPONDENTS**

**Counsel for the Appellant: Mr.O.MANOHER REDDY**

**Counsel for the Respondents 1 to 3: GP FOR PANCHAYAT RAJ & RURAL  
DEVELOPMENT.**

**Counsel for Respondents 4 to 6: Mr.A.Jagannadha Rao.**

**The Court made the following :**

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**ORAL JUDGMENT:**

(per The Honourable Sri Devinder Gupta, the Chief Justice)

We have heard the learned counsel for the appellant, but, do not find any ground to interfere with the order passed by the learned Single Judge vacating the earlier interim order passed on 16.7.2004 and further making it clear that any result of the meeting shall be subject to further orders of this Court to be passed in the main Writ Petition.

Learned Single Judge, in fact, had directed Writ Petition to be heard on 9.8.2004. It has not so far been heard. As a matter of fact, by the orders passed by the learned Single Judge, appellant's rights have virtually been protected. Therefore, while dismissing the Appeal, we direct that Writ Petition No.12276 of 2004 be posted for hearing expeditiously, and, since the nature of controversy is as regards the interpretation of Section 148 of the Andhra Pradesh Panchayat Raj Act, 1994, we direct that the Writ Petition be posted before the Division Bench on 18.11.2004 along with Writ Petition No. 19672 of 2004. No costs.

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DEVINDER GUPTA, C.J.

27.10.2004.

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C.V.RAMULU, J.

VR.

To

1. The Secretary to Government of Andhra Pradesh, Panchayat Raj Department,  
Secretariat, Hyderabad.

2. The Secretary to Government of Andhra Pradesh, Municipal Administration Department, Secretariat, Hyderabad.
3. The Revenue Divisional Officer, Vizianagaram.
4. Two CCs to Govt. Pleader for Panchayat Raj and Rural Development, High Court Buildings, Hyderabad.
5. Two CD copies.